

6-17-3

RCE/1742



Practitioner's Docket No.: 791_147

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the application of: Masahiro KIDA

Ser. No.: 09/863,680

Group Art Unit: 1742

Filed: May 23, 2001

Examiner: Jenkins, D.

Confirmation No.: 1276

For: PROCESS FOR PRODUCTION OF INTERMETALLIC COMPOUND-BASED COMPOSITE MATERIAL

RECEIVED
JUN 20 2003
TC 1700

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Tara L. Preston
Tara L. Preston

REQUEST FOR CONTINUED EXAMINATION (RCE)
(37 C.F.R. 1.114)

10/RCE
06/23/03

1. Applicant hereby requests continued examination, in accordance with 37 C.F.R. § 1.114, for the above identified application.

TIME REQUEST IS BEING MADE

2. This request is being submitted (*check appropriate item(s) below*):

- i. ☒ Prior to abandonment of the application
- ii. ☐ Payment of the issue fee
 - ☐ Prior to payment of issue fee
 - ☐ Issue fee has been paid but a petition under § 1.313 was filed (copy attached).
- iii. ☐ Prior to a decision on appeal to the Board of Patent Appeals & Interferences
 - ☐ A notice is being separately sent to the Board of Patent Appeals & Interferences that this Request for Continued Examination is being filed.
- iv. ☐ Appeal to the U.S. Court of Appeals of the Federal Circuit under 35 U.S.C. 145 or
 - ☐ Commencement of a civil action under 35 U.S.C. 146
 - ☐ Prior to the filing of such appeal or commencement of civil action
 - ☐ Such appeal or commencement of civil action has been terminated

PREVIOUSLY SUBMITTED DOCUMENTS

3. Please Enter and Consider the following Previously Submitted Documents:

- ☐ Amendment filed _____.
- ☐ Brief on Appeal filed _____.
- ☐ Other: _____.

05/10/2003 CHNGUYEN 00000041 09863680

01 FC:1601 750.00 GP
02 FC:1252 300.00 GP

ENCLOSURES

4. Enclosed herewith is/are:

- ☐ An Information Disclosure Statement and Form PTO-1449
- ☐ An Identification of Copending Application(s) and Form PTO-1449
- ☒ An Amendment
- ☐ New arguments
- ☐ New evidence in support of patentability
- ☐ Other:

FEE FOR REQUEST (37 C.F.R. § 1.17(e)).

5. This application is on behalf of:

- ☐ Small entity (and status is still as small entity) \$375.00
- ☒ Other than a small entity \$750.00
- Continued Examination Request Fee \$750.00

FEE FOR CLAIMS

6. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate	(7) Additional Fee
TOTAL CLAIMS	20	MINUS	20	0	18.00	0.00
INDEP. CLAIMS	2	MINUS	3	0	84.00	0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						0.00

(c) ☒ No additional fee is required.

OR

(d) ☐ Total additional fee required is \$.

EXTENSION OF TIME

7. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

(a) ☐ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a)(1)-(4), for the total number of months checked below:

Extension (Months)		Fee for other than small entity	Fee for small entity
	One Month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/>	Two Months	\$ 410.00	\$ 205.00
	Three Months	\$ 930.00	\$ 465.00
	Four Months	\$1,450.00	\$ 725.00

Extension Fee \$ 410.00

If an additional extension of time is required, please consider this a petition therefor.

☒ An extension for 1 month has already been secured, and the fee paid therefor of \$ 110.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ 300.00

OR

(b) ☐ Applicant believes that no extension of time is required. However, this is a conditional petition and authorization to pay the necessary fees to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE(S) DUE

8. The total fee(s) due is/are:

Continued Examination Fee (§ 1.17(e))	\$750.00
Fee(s) for additional claims (if any) (§ 1.16(b)-(d))	\$ 0.00
Extension of time fee (if any) (§ 1.17(a)(1)-(4))	\$300.00
Total Fee(s) Due:	\$1050.00

PAYMENT OF FEE(S) DUE

9. Please pay the fee(s) for this continued examination application as follows:

☒ Check is attached for the sum of \$1050.00

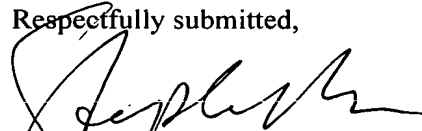
☐ Charge Deposit Account No. 50-1446 the sum of \$

☒ Please charge any required additional fee(s) for § 1.17(e), § 1.16(b)-(d) and/or § 1.17(a)(1)-(4) to Deposit Account No. 50-1446.

June 16, 2003

Date

Respectfully submitted,



Stephen P. Burr
Reg. No. 32,970

SPB/SC/tlp

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Tara L. Preston
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AMENDMENT*

Sir:

In response to the Final Office Action and Advisory Action mailed January 14, 2003 and May 22, 2003, respectively, please amend the above-identified application as follows:

* An RCE is being filed contemporaneously herewith.